

Daily Digest

HIGHLIGHTS

The House passed H.R. 3574, Stock Option Accounting Reform Act.

The House passed H.R. 4850, District of Columbia Appropriations Act for FY05.

Senate

Chamber Action

Routine Proceedings, pages S8431–S8493

Measures Introduced: Twelve bills and seven resolutions were introduced, as follows: S. 2689–2700, S. Res. 408–412, and S. Con. Res. 127–128.

Pages S8473–74

Measures Reported:

S. 1996, to enhance and provide to the Oglala Sioux Tribe and Angostura Irrigation Project certain benefits of the Pick-Sloan Missouri River basin program, with an amendment in the nature of a substitute. (S. Rept. No. 108–311)

H.R. 982, to clarify the tax treatment of bonds and other obligations issued by the Government of American Samoa.

S. Res. 401, designating the week of November 7 through November 13, 2004, as “National Veterans Awareness Week” to emphasize the need to develop educational programs regarding the contributions of veterans to the country.

S. Res. 404, designating August 9, 2004, as “Smokey Bear’s 60th Anniversary”.

S. Res. 407, designating October 15, 2004, as “National Mammography Day”.

S. 2677, to implement the United States-Morocco Free Trade Agreement.

S.J. Res. 4, proposing an amendment to the Constitution of the United States authorizing Congress to prohibit the physical desecration of the flag of the United States.

S. Con. Res. 109, commending the United States Institute of Peace on the occasion of its 20th anniversary and recognizing the Institute for its contribution to international conflict resolution.

Page S8473

Measures Passed:

Jamestown 400th Anniversary Commemorative Coin Act: Senate passed H.R. 1914, to provide for the issuance of a coin to commemorate the 400th anniversary of the Jamestown settlement, clearing the measure for the President. **Pages S8490–91**

Marine Corps 230th Anniversary Commemorative Coin Act: Senate passed H.R. 3277, to require the Secretary of the Treasury to mint coins in commemoration of the 230th Anniversary of the United States Marine Corps, and to support construction of the Marine Corps Heritage Center, clearing the measure for the President. **Pages S8490–91**

John Marshall Commemorative Coin Act: Senate passed H.R. 2768, to require the Secretary of the Treasury to mint coins in commemoration of Chief Justice John Marshall, clearing the measure for the President. **Pages S8490–91**

Authorizing Legal Representation: Senate agreed to S. Res. 410, to authorize Senate employees to testify and produce documents with legal representation. **Page S8491**

Authorizing Document Production: Senate agreed to S. Res. 411, to authorize document production by the Select Committee on Intelligence. **Pages S8491–92**

Small Business Program Extension: Senate passed S. 2700, to provide an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958 through September 17, 2004. **Pages S8492–93**

U.S.-Morocco Free Trade Agreement Implementation Act: Senate began consideration of S. 2677, a bill to implement the United States-Morocco Free Trade Agreement. **Pages S8460–67**

A unanimous-consent agreement was reached providing for further consideration of the bill at 11 a.m., on Wednesday, July 21, 2004; that the time

until 11:30 a.m. be equally divided between the Chairman and Ranking Member of the Committee on Finance, and that at 11:30 a.m. the Senate vote on passage of the bill; provided further, that when the Senate receives the companion measure from the House, the Senate proceed to its consideration, the bill be read a third time and passed with no intervening action or debate; and that once the Senate has passed the House companion measure, passage of S. 2677 be vitiated, and the bill then be returned to the calendar. **Page S8467**

Department of Agriculture Appropriations Act—Agreement: A unanimous-consent agreement was reached providing that the Committee on Appropriations be discharged from further consideration of H.R. 4766, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies for the fiscal year ending September 30, 2005, and that the papers be returned to the House of Representatives. **Page S8492**

Nomination: Senate continued consideration of the nomination of William Gerry Myers III, of Idaho, to be United States Circuit Judge for the Ninth Circuit. **Pages S8438–60**

During consideration of this nomination today, the Senate also took the following action:

By 53 yeas to 44 nays (Vote No. 158), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, the Senate rejected the motion to close further debate on the nomination. **Page S8460**

Nomination: Senate began consideration of the nomination of Henry W. Saad, of Michigan, to be United States Circuit Judge for the Sixth Circuit, after agreeing to the motion to proceed to executive session. **Page S8468**

A motion was entered to close further debate on the nomination and, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, a vote on cloture will occur on Thursday, July 22, 2004. **Page S8493**

Appointments:

Congressional Award Board: The Chair, on behalf of the Majority Leader, pursuant to Public Law 96–114, as amended, appointed the following individuals to the Congressional Award Board: Kathy Didawick of Virginia and Michael Carozza of Maryland. **Page S8491**

Nominations Discharged: The following nominations were discharged from further committee consideration and placed on the Executive Calendar:

Juan Carlos Zarate, of California, to be an Assistant Secretary of the Treasury, which was sent to the

Senate on March 11, 2004, from the Senate Committee on Finance.

Stuart Levey, of Maryland, to be Under Secretary of the Treasury for Enforcement, which was sent to the Senate on April 8, 2004, from the Senate Committee on Finance. **Page S8493**

Messages From the House: **Page S8472**

Measures Referred: **Pages S8472–73**

Measures Placed on Calendar: **Page S8473**

Measures Read First Time: **Page S8473**

Enrolled Bills Presented: **Page S8473**

Executive Reports of Committees: **Page S8473**

Additional Cosponsors: **Pages S8474–75**

Statements on Introduced Bills/Resolutions: **Pages S8475–87**

Additional Statements: **Pages S8471–72**

Amendments Submitted: **Pages S8487–89**

Authority for Committees to Meet: **Pages S8489–90**

Privilege of the Floor: **Page S8490**

Record Votes: One record vote was taken today. (Total—158) **Page S8460**

Adjournment: Senate convened at 10 a.m., and adjourned at 7:41 p.m., until 9:30 a.m., on Wednesday, July 21, 2004. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S8493.)

Committee Meetings

(Committees not listed did not meet)

IRAQ SURVEY GROUP

Committee on Armed Services: Committee met in closed session to receive a briefing regarding the activities of the Iraq Survey Group (ISG) in Iraq from Major General Keith W. Dayton, USA, former Commander of the ISG.

COMMITTEE MEETING

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the nominations of Juan Carlos Zarate, of California, to be an Assistant Secretary of the Treasury, Stuart Levey, of Maryland, to be Under Secretary of the Treasury for Enforcement, and Carin M. Barth, of Texas, to be Chief Financial Officer, Department of Housing and Urban Development.

MONETARY POLICY REPORT

Committee on Banking, Housing, and Urban Affairs: Committee concluded an oversight hearing to examine the Semi-Annual Monetary Policy Report of the

Federal Reserve, after receiving testimony from Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System.

AMERICANS OUTDOORS ACT

Committee on Energy and Natural Resources: Committee concluded a hearing to examine S. 2590, to provide a conservation royalty from Outer Continental Shelf revenues to establish the Coastal Impact Assistance Program, to provide assistance to States under the Land and Water Conservation Fund Act of 1965, to ensure adequate funding for conserving and restoring wildlife, to assist local governments in improving local park and recreation systems, after receiving testimony from P. Lynn Scarlett, Assistant Secretary of the Interior for Policy, Management, and Budget; Scott A. Angelle, Louisiana Department of Natural Resources, Baton Rouge; Charles Jordan, Conservation Fund, Portland, Oregon; and John Baughman, International Association of Fish and Wildlife Agencies, Henry L. Diamond, Americans for Our Heritage and Recreation, Nancie G. Marzulla, Defenders of Property Rights, and Daniel M. Clifton, Americans for Tax Reform, all of Washington, D.C.

BUSINESS MEETING

Committee on Finance: Committee ordered favorably reported the following business items:

S. 2677, to implement the United States-Morocco Free Trade Agreement;

H.R. 982, to clarify the tax treatment of bonds and other obligations issued by the Government of American Samoa; and

The nominations of Patrick P. O'Carroll, Jr., of Maryland, to be Inspector General, Social Security Administration, and Paul Jones, of Colorado, and Charles L. Kolbe, of Iowa, both to be Members of the Internal Revenue Service Oversight Board, and Timothy S. Bitsberger, of Massachusetts, to be an Assistant Secretary, all of the Department of the Treasury.

MIDDLE EAST ROAD MAP TO PEACE

Committee on Foreign Relations: Committee concluded a hearing to examine detours and disengagements regarding the Israeli-Palestinian peace process, focusing on world-wide terrorist recruitment efforts, the economic impact of the infitada, Israel's plan for unilateral withdrawal from the Gaza Strip, after receiving testimony from David M. Satterfield, Principal Deputy Assistant Secretary of State for Near Eastern Affairs; and Dennis Ross, Washington Institute for Near East Policy, Abdel Monem Said Aly, Brookings Institution, and Aaron David Miller, Seeds of Peace, all of Washington, D.C.

FEDERAL WORKFORCE

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management, the Federal Workforce and the District of Columbia concluded a hearing to examine governmentwide workforce flexibilities available to federal agencies, focusing on those enacted in the Homeland Security Act, specifically their implementation, use by agencies, and training and education related to using the new flexibilities, after receiving testimony from Clay Johnson III, Deputy Director for Management, Office of Management and Budget; Dan G. Blair, Deputy Director, Office of Personnel Management; J. Christopher Mihm, Managing Director, Strategic Issues, Government Accountability Office; Ed Sontag, Assistant Secretary of Health and Human Services for Administration and Management; Joanne W. Simms, Deputy Assistant Attorney General for Human Resources and Administration, and Chief Human Capital Officer, Department of Justice; and Vicki A. Novak, Assistant Administrator for Human Resources, and Chief Human Capital Officer, National Aeronautics and Space Administration.

SUBSTANCE ABUSE PROGRAMS

Committee on Health, Education, Labor, and Pensions: Subcommittee on Substance Abuse and Mental Health Services concluded a hearing to examine performance and outcome measurement in substance abuse and mental health programs, focusing on the mission of the Substance Abuse and Mental Health Services Administration to build resilience and facilitate recovery, after receiving testimony from Charles G. Curie, Administrator, Substance Abuse and Mental Health Services Administration, Department of Health and Human Services; A. Thomas McLellan, Treatment Research Institute, Philadelphia, Pennsylvania; Howard H. Goldman, University of Maryland School of Medicine, Baltimore; Gary Q. Tester, Ohio Department of Alcohol and Drug Addiction Services, Columbus; and Marsha Medalie, Riverside Community Care, Dedham, Massachusetts.

NEZ PERCE-SNAKE RIVER WATER RIGHTS ACT

Committee on Indian Affairs: Committee concluded a hearing to examine S. 2605, to direct the Secretary of the Interior and the heads of other Federal agencies to carry out an agreement resolving major issues relating to the adjudication of water rights in the Snake River Basin, Idaho, after receiving testimony from Senator Craig; Michael D. Olsen, Counselor to the Assistant Secretary of the Interior for Indian Affairs; Anthony D. Johnson, Nez Perce Tribal Executive Committee, Lapwai, Idaho; Michael Bogert, Office of Idaho Governor Kempthorne, Boise; Roger D.

Ling, Ling, Robinson, and Walker, Rupert, Idaho, on behalf of the Federal Claims Coalition Upper Snake River Water Users; and James S. Riley, Intermountain Forest Association, Coeur d'Alene, Idaho.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S.J. Res. 4, proposing an amendment to the Constitution of the United States authorizing Congress to prohibit the physical desecration of the flag of the United States;

S. Res. 401, designating the week of November 7 through November 13, 2004, as "National Veterans Awareness Week" to emphasize the need to develop educational programs regarding the contributions of veterans to the country;

S. Con. Res. 109, commending the United States Institute of Peace on the occasion of its 20th anniversary and recognizing the Institute for its contribution to international conflict resolution;

S. Res. 404, designating August 9, 2004, as "Smokey Bear's 60th Anniversary";

S. Res. 407, designating October 15, 2004, as "National Mammography Day"; and

The nominations of David W. McKeague, of Michigan, to be United States Circuit Judge for the Sixth Circuit, Richard A. Griffin, of Michigan, to be United States Circuit Judge for the Sixth Circuit, Virginia Maria Hernandez Covington, to be United States District Judge for the Middle District of Florida, Michael H. Schneider, Sr., of Texas, to be United States District Judge for the Eastern District of Texas, and Robert Clark Corrente, of Rhode Island, to be United States Attorney for the District of Rhode Island.

BUSINESS MEETING

Committee on Veterans' Affairs: Committee ordered favorably reported the following business items:

S. 1153, to amend title 38, United States Code, to permit medicare-eligible veterans to receive an out-patient medication benefit, to provide that certain veterans who receive such benefit are not otherwise eligible for medical care and services from the Department of Veterans Affairs;

S. 2483, to increase, effective as of December 1, 2004, the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans;

S. 2484, to amend title 38, United States Code, to simplify and improve pay provisions for physicians and dentists, to authorize alternate work schedules and executive pay for nurses, with amendments;

S. 2485, to amend title 38, United States Code, to improve and enhance the authorities of the Secretary of Veterans Affairs relating to the management and disposal of real property and facilities, with amendments; and

S. 2486, to amend title 38, United States Code, to improve and enhance education, housing, employment, medical, and other benefits for veterans and to improve and extend certain authorities relating to the administration or benefits for veterans, with amendments.

INTELLIGENCE REFORM

Select Committee on Intelligence: Committee concluded a hearing to examine reform and reorganization of the intelligence community of the United States, focusing on the report of the 9/11 Commission, and prospective legislation to create a Director of National Intelligence, after receiving testimony from Senator Feinstein; and Lieutenant General William E. Odom, USA (Ret.), Hudson Institute, John J. Hamre, Center for Strategic and International Studies, and James R. Woolsey, Booz Allen Hamilton, all of Washington, D.C.

House of Representatives

Chamber Action

Measures Introduced: 15 public bills, H.R. 4863–4877; 1 private bill, H.R. 4878; and 7 resolutions, H. Con. Res. 475, and H. Res. 728–733, were introduced.

Pages H6126–27

Additional Cosponsors:

Page H6128

Reports Filed: Reports were filed today as follows:

Conference report on H.R. 2443, to authorize appropriations for the Coast Guard for fiscal year 2004, to amend various laws administered by the Coast Guard (H. Rept. 108–617);

H. Res. 730, waiving points of order against the conference report to accompany H.R. 2443, to authorize appropriations for the Coast Guard for fiscal year 2004, to amend various laws administered by the Coast Guard (H. Rept. 108–618);

H.R. 2929, to protect users of the Internet from unknowing transmission of their personally identifiable information through spyware programs, amended (H. Rept. 108–619);

H. Res. 731, waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules (H. Rept. 108–620);

H. Res. 732, providing for consideration of H.R. 4837, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 2005 (H. Rept. 108–621); and

Conference report on H.R. 4613, making appropriations for the Department of Defense for the fiscal year ending September 30, 2005 (H. Rept. 108–622).

Pages H6022–48, H6126 H6129–H6444

Speaker Pro Tempore: Read a letter from the Speaker wherein he appointed Representative Bishop of Utah to act as Speaker pro tempore for today.

Page H5985

Recess: The House recessed at 9:30 a.m. and reconvened at 10 a.m.

Page H5988

Stock Option Accounting Reform Act: The House passed H.R. 3574, to require the mandatory expensing of stock options granted to executive officers, by a yea-and-nay vote of 312 yeas to 111 nays, Roll No. 397.

Pages H6001–22

Agreed to the amendment in the nature of a substitute recommended by the Committee on Financial Services that was considered as an original bill for the purpose of amendment.

Page H6621

Agreed to:

Oxley amendment (printed in H. Rept. 108–616) that clarifies the original intent of the bill to ensure that any company that wishes to voluntarily expense stock options in certain filings required under the securities laws may do so.

Pages H6012–13

Rejected:

Sherman amendment (printed in H. Rept. 108–616) that sought to eliminate the requirement in the bill that an assumption of zero volatility be used when calculating the value of stock option expense for the top-five executives (by a recorded vote of 126 yeas to 296 noes, Roll No. 394);

Pages H6013–14, H6019–20

Maloney amendment (printed in H. Rept. 108–616) that sought to preserve the authority of the Securities and Exchange Commission to establish accounting principles or standards on its own initiative as the SEC deems necessary in the public interest or for the protection of investors (by a recorded vote of 114 yeas to 308 noes, Roll No. 395); and

Pages H6014–16, H6020

Kanjorski amendment (printed in H. Rept. 108–616) in the nature of a substitute (by a recorded vote of 127 yeas to 293 noes, Roll No. 396).

Pages H6016–19, H6020–21

Agreed that the Clerk be authorized to make technical and conforming changes as may be necessary to reflect the actions of the House.

Page H6022

H. Res. 725, the rule providing for consideration of the bill was agreed to by a voice vote.

Pages H5991–98

District of Columbia Appropriations Act for FY05: The House passed H.R. 4850, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 2005, by a yea-and-nay vote of 371 yeas to 54 nays, Roll No. 399.

Pages H6048–65

Rejected:

Hefley amendment (No. 2 printed in the Congressional Record of July 19) that reduces total appropriations in the Act by 1 percent (by a recorded vote of 113 yeas to 309 noes, Roll No. 398).

Pages H6063–64

H. Res. 724, the rule providing for consideration of the bill was agreed to by a voice vote.

Pages H5998–H6001

Suspensions: The House agreed to suspend the rules and pass the following measures:

Department of Homeland Security Financial Accountability Act: H.R. 4259, to amend the Internal Revenue Code of 1986 to increase the child tax credit;

Pages H6071–74

Amending United States Code to authorize the location of the principal office of the U.S. Court of Appeals for Veterans Claims: H.R. 3936, to amend title 38, United States Code, to authorize the principal office of the United States Court of Appeals for Veterans Claims to be at any location in the Washington, D.C., metropolitan area;

Pages H6076–78

Recognizing the members of AMVETS for their service to the Nation: H. Con. Res. 308, recognizing the members of AMVETS for their service to the Nation and supporting the goal of AMVETS National Charter Day;

Pages H6081–82

Providing for the appointment of Eli Broad as a citizen regent of the Board of Regents of the Smithsonian Institution: S.J. Res. 38, providing for the appointment of Eli Broad as a citizen regent of the Board of Regents of the Smithsonian Institution—clearing the measure for the President;

Pages H6082–83

Permitting the Library of Congress to hire Library of Congress police employees: H.R. 4816, to

permit the Librarian of Congress to hire Library of Congress Police employees; **Pages H6084–85**

Junk Fax Prevention Act of 2004: H.R. 4600, amended, to amend section 227 of the Communications Act of 1934 to clarify the prohibition on junk fax transmissions; and **Pages H6089–93**

Minor Use and Minor Species Animal Health Act of 2003: S. 741, to amend the Federal Food, Drug, and Cosmetic Act with regard to new animal drugs—clearing the measure for the President. **Pages H6093–H6101**

Suspensions—Proceedings Postponed: The House completed debate on the following measures under suspension of the rules. Further consideration will continue on Wednesday, July 21.

Recognizing the 35th anniversary of the Apollo 11 lunar landing: H. Res. 723, recognizing the 35th anniversary of the Apollo 11 lunar landing; **Pages H6065–71**

Bob Michel Department of Veterans Affairs Outpatient Clinic Designation Act: H.R. 4608, to name the Department of Veterans Affairs outpatient clinic located in Peoria, Illinois, as the “Bob Michel Department of Veterans Affairs Outpatient Clinic”; **Pages H6074–76**

Veterans Compensation Cost-of-Living Adjustment Act of 2004: H.R. 4175, amended, to increase, effective as of December 1, 2004, the rates of disability compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for survivors of certain service-connected disabled veterans; and **Pages H6078–80**

Sense of the House regarding the postponement of Presidential elections due to terrorist actions: H. Res. 728, expressing the sense of the House of Representatives that the actions of terrorists will never cause the date of any Presidential election to be postponed and that no single individual or agency should be given the authority to postpone the date of a Presidential election. **Pages H6085–89**

Tax Relief, Simplification, and Equity Act of 2003—Motion To Instruct Conferees: The House debated the Stenholm motion to instruct conferees on H.R. 1308, to amend the Internal Revenue Code of 1986 to accelerate the increase in the refundability of the child tax credit. Further consideration of the motion will continue on Wednesday, July 21. **Pages H6101–04**

Late Conference Report: Agreed that the managers on the part of the House have until midnight on July 20 to file a conference report on H.R. 4613,

making appropriations for the Department of Defense for the fiscal year ending September 30, 2005. **Page H6048**

Senate Message: Message received from the Senate today appears on pages H5988–89.

Senate Referral: S. 2385 was referred to the Committee on Transportation and Infrastructure; S. 2277 and S. 2398 were held at the desk. **Page H6124**

Quorum Calls—Votes: Two yea-and-nay votes and four recorded votes developed during the proceedings of today and appear on pages H6019–20, H6020, H6020–21, H6021–22, H6064, H6064–65. There were no quorum calls.

Adjournment: The House met at 9 a.m. and adjourned at 10:59 p.m.

Committee Meetings

FOREST LAND ENHANCEMENT PROGRAM

Committee on Agriculture: Held a hearing to review the Forest Land Enhancement Program. Testimony was heard from Mark E. Rey, Under Secretary, Natural Resources and Environment, USDA; and public witnesses.

VA, HUD AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA, HUD and Independent Agencies approved for full Committee action the VA, HUD and Independent Agencies appropriations for fiscal year 2005.

DEPOT MAINTENANCE

Committee on Armed Services: Subcommittee on Readiness held a hearing on Depot Maintenance—Capacity and Resources for Future Work. Testimony was heard from the following officials of the Department of Defense: MG Mitchell Stevenson, USA., Deputy Chief of Staff, Logistics and Operations, U.S. Army Materiel Command, Department of the Army; the following officials of the Department of the Navy: RAD Mark A. Hugel, USN, Deputy Director, Fleet Readiness Division; and LTG Richard L. Kelly, USMC, Deputy Commandant, Installations and Logistics, U.S. Marine Corps; and LTG Donald J. Wetekam, USAF, Deputy Chief of Staff, Installations and Logistics, Department of the Air Force.

SPECIAL OPERATIONS COMMAND PERSONNEL ISSUES

Committee on Armed Services: Subcommittee on Terrorism, Unconventional Threats and Capabilities held a hearing on Special Operations Command Personnel Issues. Testimony was heard from the following officials of the Department of Defense: COL

Kenneth J. Cull, USA, Director, Manpower and Personnel (J1), U.S. Special Forces Command; and CSM Michael T. Hall, USA, Senior Enlisted Advisor, U.S. Army Special Operations Command, both with the Department of the Army; CMSgt. Robert V. Martens, Jr., USAF, Senior Enlisted Advisor, U.S. Special Operations Command; and CMSgt. Howard J. Mowry, USAF, Senior Enlisted Advisor, Air Force Special Operations Command, both with the Department of the Air Force; and FORMC Clell Breining, USN, Senior Enlisted Advisor, Naval Special Warfare Command, Department of the Navy.

“ARE COLLEGE TEXTBOOKS PRICED FAIRLY?”

Committee on Education and the Workforce: Subcommittee on 21st Century Competitiveness held a hearing entitled “Are College Textbooks Priced Fairly?” Testimony was heard from public witnesses.

PIPELINE SAFETY

Committee on Energy and Commerce: Subcommittee on Energy and Air Quality held a hearing entitled “Pipeline Safety.” Testimony was heard from the following officials of the Department of Transportation: Samuel G. Bonasso, Deputy Administrator, Research and Special Programs Administration; and Kenneth M. Mead, Inspector General; Katherine Siggerud, Director, Physical Infrastructure Issues, GAO; and public witnesses.

CREDIT UNION REGULATORY IMPROVEMENTS

Committee on Financial Services: Subcommittee on Financial Institutions and Consumer Credit held a hearing entitled “Credit Union Regulatory Improvements.” Testimony was heard from JoAnn Johnson, Chairman, National Credit Union Administration; and public witnesses.

MULTIFAMILY HOUSING

Committee on Financial Services: Subcommittee on Housing and Community Opportunity held a hearing on a GAO report entitled “Multifamily Housing: More Accessible HUD Data Could Help Efforts to Preserve Housing for Low-Income Tenants.” Testimony was heard from David C. Wood, Director, Financial Markets and Community Investment, GAO; John C. Weicher, Assistant Secretary, Housing/Federal Housing Commissioner, Department of Housing and Urban Development; and public witnesses.

FIXING FEDERAL LAW ENFORCEMENT PAY AND BENEFITS

Committee on Government Reform: Subcommittee on Civil Service and Agency Organization held an over-

sight hearing entitled “Time to Bite the Bullet: Fixing Federal Law Enforcement Pay and Benefits.” Testimony was heard from Ronald Sanders, Associate Director, Strategic Human Resources Policy, OPM; and public witnesses.

“WHAT IS THE ADMINISTRATION’S RECORD IN RELIEVING BURDEN ON SMALL BUSINESS?”

Committee on Government Reform: Subcommittee on Energy Policy, Natural Resources and Regulatory Affairs and the Subcommittee on Regulatory Reform and Oversight of the Committee on Small Business continued joint hearings entitled “What is the Administration’s Record in Relieving Burden on Small Business?—Part II.” Testimony was heard from John D. Graham, Administrator, Office of Information and Regulatory Affairs, OMB; Jesus Delgado-Jenkins, Acting Assistant Secretary, Management and Budget and Chief Financial Officer, Department of the Treasury; Felipe Mendoza, Associate Administrator, Office of Small Business Utilization, GSA; and public witnesses.

DOD FINANCIAL MANAGEMENT PROBLEMS IMPACTING ARMY RESERVE PAY

Committee on Government Reform: Subcommittee on Government Efficiency and Financial Management held a hearing entitled “Are Financial Management Problems at the Department of Defense Impacting Army Reserve Pay?” Testimony was heard from Gregory D. Kutz, Director, Financial Management and Assurance, GAO; the following officials of the Department of Defense: LTG James R. Helmly, USA, Chief, Army Reserve; and Ernest H. Gregory, Acting Assistant Secretary, Financial Management and Comptroller, both with the Department of the Army; and Patrick T. Shine, Director, Military and Civilian Pay Services, Defense Finance and Accounting Service, Department of Defense; and public witnesses.

PUBLIC SAFETY INTEROPERABILITY

Committee on Government Reform: Subcommittee on National Security, Emerging Threats and International Relations held a hearing entitled “Public Safety Interoperability: Look Who’s Talking Now.” Testimony was heard from William Jenkins, Jr., Director, Homeland Security and Justice Issues, GAO; David Boyd, Program Manager, SAFECOM, Department of Homeland Security; John Muleta, Chief, Wireless Telecommunications Bureau, FCC; Stephen T. Devine, Patrol Frequency Coordinator, Communications Division, State Highway Patrol General

Headquarters, State of Missouri; Glen S. Nash, Telecommunications Division, Department of General Services, State of California; and public witnesses.

VOTING MACHINE TECHNOLOGY

Committee on Government Reform: Subcommittee on Technology, Information Policy, Intergovernmental Relations and the Census held a hearing entitled "The Science of Voting Machine Technology: Accuracy, Reliability, and Security." Testimony was heard from Randolph Hite, Director, Information Technology Architecture and Systems, GAO; Hratch Semerjian, Acting Director, National Institute of Standards and Technology, Department of Commerce; Terry Jarrett, General Counsel, Secretary of State, State of Missouri; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Held a hearing on the following bills: H.R. 1787, Good Samaritan Volunteer Firefighter Assistance Act of 2003; H.R. 3369, Non-profit Athletic Organization Protection Act of 2003; and H.R. 1084, Volunteer Pilot Organization Protection Act. Testimony was heard from public witnesses.

CHILD CUSTODY PROTECTION ACT

Committee on the Judiciary: Subcommittee on the Constitution held a hearing on H.R. 1755, Child Custody Protection Act. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks, Recreation and Public Lands held a hearing on the following bills: H.R. 3176, Ojito Wilderness Act; and H.R. 4593, Lincoln County Conservation, Recreation, and Development Act of 2004. Testimony was heard from Senators Ensign and Reid; and Representatives Wilson of New Mexico and Porter; Rebecca Watson, Assistant Secretary, Land and Minerals Management, Department of the Interior; and public witnesses.

CONFERENCE REPORT—COAST GUARD AUTHORIZATION

Committee on Rules: Granted, by voice vote, a rule waiving all points of order against the conference report to accompany H.R. 2443, Coast Guard and Maritime Transportation Act of 2004, and against its consideration. The rule provides that the conference report shall be considered as read. Testimony was heard from Representatives LoBiondo and Filner.

SAME-DAY CONSIDERATION OF RESOLUTION REPORTED BY THE RULES COMMITTEE

Committee on Rules: Granted, by voice vote, a rule waiving clause 6(a) of rule XIII (requiring a two-

thirds vote to consider a rule on the same day it is reported from the Rules Committee) against certain resolutions reported from the Rules Committee. The rule applies the waiver to any special rule reported on the legislative day of July 21, 2004, providing for the consideration or disposition of a conference report to accompany the bill (H.R. 1308) to amend the Internal Revenue Code of 1986 to accelerate the increase in the refundability of the child tax credit, and for other purposes.

MILITARY CONSTRUCTION APPROPRIATIONS ACT, 2005

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of general debate on H.R. 4837, Military Construction Appropriations Act, equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. The rule waives all points of order against consideration of the bill. Under the rules of the House the bill shall be read for amendment by paragraph. The rule waives points of order against provisions in the bill for failure to comply with clause 2 of rule XXI (prohibiting unauthorized appropriations or legislative provisions in an appropriations bill), except as specified in the resolution. The rule authorizes the Chair to accord priority in recognition to Members who have pre-printed their amendments in the Congressional Record. Finally, the rule provides one motion to recommit with or without instructions. No testimony was heard.

GSA'S FISCAL YEAR 2005 CAPITAL INVESTING AND LEASING PROGRAM

Committee on Transportation and Infrastructure: Subcommittee on Economic Development, Public Buildings and Emergency Management approved for full Committee action the GSA's Fiscal Year 2005 Capital Investment and Leasing Program.

ENSURING VALUE FROM EPA GRANTS

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment held an oversight hearing on Ensuring Value from EPA Grants. Testimony was heard from The following officials of the EPA: Nikki Tinsley, Inspector General; and David J. O'Connor, Acting Assistant Administrator, Office of Administration and Resources Management; John B. Stephenson, Director, Environmental Issues, GAO; and public witnesses.

U.S.-MOROCCO FREE TRADE AGREEMENT IMPLEMENTATION ACT

Committee on Ways and Means: Ordered reported H.R. 4842, United States-Morocco Free Trade Agreement Implementation Act.

PUBLIC SERVANT RETIREMENT PROTECTION ACT

Committee on Ways and Means: Subcommittee on Social Security held a hearing on H.R. 4391, Public Servant Retirement Protection Act. Testimony was heard from Martin H. Gerry, Commissioner, Disability and Income Security Programs, SSA; and public witnesses.

BRIEFING—RED CROSS INTERNATIONAL COMMITTEE—REVIEW DOCUMENTS ON DETAINEE INTERROGATION

Permanent Select Committee on Intelligence: Met in executive session to receive a briefing to Review the International Committee of the Red Cross Documents on Detainee Interrogation. The Committee was briefed by departmental witnesses.

ROLE OF BIOMETRICS IN COUNTERTERRORISM AND HOMELAND SECURITY EFFORTS

Permanent Select Committee on Intelligence: Subcommittee on Terrorism and Homeland Security met in executive session to hold a hearing on the Role of Biometrics in Counterterrorism and Homeland Security Efforts. Testimony was heard from departmental witnesses.

Joint Meetings

DEMOCRACY IN ALBANIA

Commission on Security and Cooperation in Europe (Helsinki Commission): Commission concluded a hearing to examine the prospects for advancing democracy in Albania, after receiving testimony from Osmo Lipponen, Organization For Security and Co-operation In Europe, Erion Veliaj, MJAF! ("Enough!"/Balkans Youth Link, Kreshnik Spahiu, Albanian Coalition Against Corruption, and Fatmir Mediu, Albanian Republican Party, all of Tirana, Albania; Nicholas C. Pano, Western Illinois University, Macomb, Illinois; Fatos Tarifa, Republic of Albania Ambassador, Washington, D.C.; Edward Selami, Former Member Albanian Parliament, Virginia Beach, Virginia.

COMMITTEE MEETINGS FOR WEDNESDAY, JULY 21, 2004

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Armed Services: to hold hearings to examine the nominations of Vice Admiral Timothy J. Keating, USN, for appointment to the grade of admiral and to be Commander, United States Northern Command/Commander, North American Aerospace Defense Command;

Lieutenant General Bantz J. Craddock, USA, for appointment to the grade of general and to be Commander, United States Southern Command; Peter Cyril Wyche Flory, of Virginia, to be an Assistant Secretary of Defense for International Security Policy, and Valerie Lynn Baldwin, of Kansas, to be an Assistant Secretary of the Army, 9:30 a.m., SR-222.

Subcommittee on Personnel, with the Committee on Health, Education, Labor, and Pensions, Subcommittee on Children and Families, to hold joint hearings to examine how states have responded to military families' unique challenges during military deployments and what the Federal Government can do to support states in this important work, 2 p.m., SD-430.

Committee on Banking, Housing, and Urban Affairs: to hold hearings to examine regulation NMS and developments in market structure, 10 a.m., SD-538.

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Forests, to hold hearings to examine S. 738, to designate certain public lands in Humboldt, Del Norte, Mendocino, Lake, Napa, and Yolo Counties in the State of California as wilderness, to designate certain segments of the Black Butte River in Mendocino County, California as a wild or scenic river, S. 1614, to designate a portion of White Salmon River as a component of the National Wild and Scenic Rivers System, S. 2221, to authorize the Secretary of Agriculture to sell or exchange certain National Forest System land in the State of Oregon, S. 2253, to permit young adults to perform projects to prevent fire and suppress fires, and provide disaster relief, on public land through a Healthy Forest Youth Conservation Corps, S. 2334, to designate certain National Forest System land in the Commonwealth of Puerto Rico as components of the National Wilderness Preservation System, S. 2408, to adjust the boundaries of the Helena, Lolo, and Beaverhead-Deerlodge National Forests in the State of Montana, and S. 2622, to provide for the exchange of certain Federal land in the Santa Fe National Forest and certain non-Federal land in the Pecos National Historical Park in the State of New Mexico, 2:30 p.m., SD-366.

Committee on Finance: to hold hearings to examine bridging the tax gap, 10 a.m., SD-215.

Committee on Foreign Relations: to hold hearings to examine combating multilateral development bank corruption, focusing on the U.S. Treasury's role and internal efforts, 9:30 a.m., SD-419.

Committee on Governmental Affairs: business meeting to consider pending calendar business, 10 a.m., SD-342.

Committee on Health, Education, Labor, and Pensions: Subcommittee on Children and Families, with the Committee on Armed Services, Subcommittee on Personnel, to hold joint hearings to examine how states have responded to military families' unique challenges during military deployments and what the Federal Government can do to support states in this important work, 2 p.m., SD-430.

Committee on Indian Affairs: business meeting to consider pending calendar business; to be followed by a hearing to examine S. 519, to establish a Native American-

owned financial entity to provide financial services to Indian tribes, Native American organizations, and Native Americans, 10 a.m., SR-485.

Full Committee, to hold an oversight hearing to examine the proposed reauthorization of the Indian Health Care Improvement Act, 2 p.m., SR-485.

Committee on the Judiciary, to hold an oversight hearing to examine the Radiation Exposure Compensation Program, 10 a.m., SD-226.

House

Committee on Agriculture, Subcommittee on General Farm Commodities and Risk Management, hearing to review the Federal Crop Insurance System, 10 a.m., 1300 Longworth.

Committee on Armed Services, to continue hearings on Army Transformation: Implications for the Future, II, 10 a.m., 2118 Rayburn.

Subcommittee on Tactical Air and Land Forces, hearing on Small Business Innovation and Technology, 3 p.m., 2118 Rayburn.

Committee on Education and the Workforce, to mark up H.R. 4496, Vocational and Technical Education for the Future Act, 10:30 a.m., 2175 Rayburn.

Committee on Energy and Commerce, Subcommittee on Energy and Air Quality, hearing entitled "Methyl Bromide: Update on Achieving the Requirements of the Clean Air Act and Montreal Protocol," 11 a.m., 2322 Rayburn.

Subcommittee on Telecommunications and the Internet, hearing entitled "The Digital Television Transition: What We Can Learn from Berlin," 10 a.m., 2123 Rayburn.

Committee on Financial Services, hearing on Monetary Policy and the State of the Economy, 10 a.m., followed by a hearing entitled "Shell Games: Corporate Governance and Accounting for Oil and Gas Reserves," 2 p.m., 2128 Rayburn.

Committee on Government Reform, to consider the following measures: H.R. 2449, Civil War Sesquicentennial Commission Act; H.R. 2528, Hudson-Fulton-Champlain 400th Commemoration Commission Act of 2003; H.R. 4324, To amend title 5, United States Code, to eliminate the provisions limiting certain election opportunities available to individuals participating in the Thrift Savings Plan; H.R. 4556, To designate the facility of the United States Postal Service located at 1115 South Clinton Avenue in Dunn, North Carolina, as the "General William Carey Lee Post Office Building"; H.R. 4618, To designate the facility of the United States Postal Service located at 10 West Prospect Street in Nanuet, New York, as the "Anthony I. Lombardi Memorial Post Office Building"; H.R. 4632, To designate the facility of the United States Postal Service located at 19504 Linden Boulevard in St. Albans, New York, as the "Archie Spigner Post Office Building"; H.R. 4657, District of Columbia Retirement Protection Improvement Act of 2004; S. 2415, To designate the facility of the United States Postal Service located at 4141 Postmark Drive, Anchorage, Alaska as the "Robert J. Opinsky Post Office Building"; H. Res. 695, Expressing the condolences of the House of Representatives to the family and friends of

Mattie Stepanek on his passing, and honoring the life of Mattie Stepanek for his braveness, generosity of spirit, and efforts to raise awareness of muscular dystrophy; and H. Res. 717, Honoring former President William Jefferson Clinton on the occasion of his 58th birthday, 10 a.m., 2154 Rayburn.

Subcommittee on Technology, Information Policy, Intergovernmental Relations and the Census, hearing entitled "Where's the CIO? The Role, Responsibility and Challenge for Federal Chief Information Officers in IT Investment Oversight and Information Management," 2:30 p.m., 2154 Rayburn.

Committee on International Relations, Subcommittee on Asia and the Pacific, hearing on HIV/AIDS in Asia, 1:30 p.m., 2172 Rayburn.

Committee on the Judiciary, to mark up the following measures: H. Res. 700, Directing the Attorney General to transmit to the House of Representatives documents in the possession of the Attorney General relating to the treatment of prisoners and detainees in Iraq, Afghanistan, and Guantanamo Bay; H.R. 4646, To amend title 28, United States Code, to provide for the holding of Federal district court in Plattsburgh, New York; H.R. 112, To amend title 28, United States Code, to provide for an additional place of holding court in the District of Columbia; and H.R. 4586, Family Movie Act of 2004, 10 a.m., 2141 Rayburn.

Subcommittee on Commercial and Administrative Law, oversight hearing on the Administration of Large Business Bankruptcy Reorganizations: Has Competition for Big Cases Corrupted the Bankruptcy System? 3 p.m., 2141 Rayburn.

Committee on Resources, to mark up the following bills: H.R. 1662, Sound Science for Endangered Species Act Planning Act of 2003; and H.R. 2933, Critical Habitat Reform Act of 2003; 10 a.m., followed by an oversight hearing on the Guam War Claims Commission Report, 12 noon, 1324 Longworth.

Committee on Rules, to consider H.R. 3313, Marriage Protection Act, 4 p.m., Capitol.

Committee on Science, hearing on Cybersecurity Education—Meeting the Needs of Technology Workers and Employers; followed by a markup of H.R. 4107, Assistance to Firefighters Grant Reauthorization Act of 2004, 10 a.m., 2318 Rayburn.

Committee on Small Business, Subcommittee on Rural Enterprises, Agriculture and Technology, hearing entitled "Tax Incentives for Homeland Security Related Expenses," 10 a.m., 2360 Rayburn.

Committee on Transportation and Infrastructure, to mark up the following: GSA's Fiscal Year 2005 Capital Investment and Leasing Program Resolutions; U.S. Army Corps of Engineers Survey Resolution; H.R. 784, amended, Water Quality Investment Act of 2003; H.R. 4470, To amend the Federal Water Pollution Act to extend the authorization of appropriations for the Lake Pontchartrain Basin Restoration Program; H.R. 4688, To amend the Federal Water Pollution Control Act to reauthorize the Chesapeake Bay Program; H.R. 4731, To amend the Federal Water Pollution Control Act to reauthorize the National Estuary Program; and H.R. 4794, To amend the

Tijuana River Valley Estuary and Beach Sewage Cleanup Act to extend the authorization of appropriations, 11 a.m., 2167 Rayburn.

Committee on Veterans' Affairs, to mark up the following bills: H.R. 4768, Veterans Medical Facilities Management Act of 2004; H.R. 4658, Servicemembers Legal Protection Act of 2004; H.R. 1318, To name the Department of Veterans Affairs outpatient clinic in Sunnyside, Queens, New York, as the "Thomas P. Noonan, Jr., Department of Veterans Affairs Outpatient Clinic;" and H.R. 4836, to name the Department of Veterans Affairs medical center in Amarillo, Texas, as the "Thomas E. Creek Department of Veterans Affairs Medical Center," 1 p.m., 334 Cannon.

Subcommittee on Oversight and Investigations, hearing on the VA's progress in its third party collections pro-

gram and implementation of the Patient Financial Services System, 10 a.m., 334 Cannon.

Committee on Ways and Means, to mark up H.R. 2971, Social Security Number Privacy and Identity Theft Prevention Act of 2004, 10:30 a.m., 1100 Longworth.

Permanent Select Committee on Intelligence, Subcommittee on Human Intelligence, Analysis and Counterintelligence, executive, Briefing: Counternarcotics: Latin America and Southeast Asia, 10 a.m., H-405 Capitol.

Joint Meetings

Commission on Security and Cooperation in Europe: to receive a briefing on the current state of religious freedom in the Caucasus due to recent events in Azerbaijan, Armenia and Georgia, 11 a.m., 340 CHOB.

Next Meeting of the SENATE

9:30 a.m., Wednesday, July 21

Senate Chamber

Program for Wednesday: After the transaction of morning business for statements only (not to extend beyond 90 minutes), Senate will continue consideration of S. 2677, a bill to implement the United States-Morocco Free Trade Agreement, with a vote on final passage thereon to occur at approximately 11:30 a.m.

Next Meeting of the HOUSE OF REPRESENTATIVES

10 a.m., Wednesday, July 21

House Chamber

Program for Wednesday: Consideration of Suspensions:

- (1) H.R. 4840—To amend the Internal Revenue Code of 1986 to simplify the taxation of businesses;
- (2) H.R. 4841—To amend the Internal Revenue Code of 1986 to simplify certain tax rules for individuals;
- (3) H. Res. 647—Supporting the goals of National Marina Day and urging marinas to continue providing environmentally friendly gateways to boating;
- (4) H.R. 3884—Hipolito F. Garcia Federal Building and United States Courthouse Building Designation Act;
- (5) H.R. 4056—Commercial Aviation MANPADS Defense Act of 2004;
- (6) H.R. 4011—North Korean Human Rights Act of 2004;
- (7) H. Res. 652—Urging the Government of the Republic of Belarus to ensure a democratic, transparent, and fair election process for its parliamentary elections in the fall of 2004;
- (8) H.R. 4660—To amend the Millennium Challenge Act of 2003 to extend the authority to provide assistance to countries seeking to become eligible countries for purposes of that Act;
- (9) H. Con. Res. 418—Recognizing the importance in history of the 150th anniversary of the establishment of diplomatic relations between the United States and Japan;
- (10) H. Con. Res. 436—Celebrating 10 years of majority rule in the Republic of South Africa; and
- (11) H. Con. Res. 469—Condemning the attack on the AMIA Jewish Community Center in Buenos Aires, Argentina, in July 1994.



Congressional Record

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